

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Ordinance

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the ____ day of ____, 2002:

Present

Vote

Donald E. Wiggins, Chairman
Walter C. Zaremba, Vice Chairman
Sheila S. Noll
James S. Burgett
Thomas G. Shepperd

On motion of _____, which carried ____, the following ordinance was adopted:

AN ORDINANCE TO AMEND THE LB-LIMITED BUSINESS ZONING CLASSIFICATION FOR AN APPROXIMATELY 1.9-ACRE PARCEL LOCATED AT 116 PALACE LANE BY REMOVING THE CONDITION THAT LIMITS THE USE OF THE PROPERTY TO A FUNERAL HOME AND ADOPTING NEW CONDITIONS VOLUNTARILY PROFFERED BY THE APPLICANT

WHEREAS, Hugh A. West has submitted Application No. ZM-64-02 (conditional), which requests removal of a previously proffered zoning condition that limits the use of an approximately 1.9-acre parcel located at 116 Palace Lane, further identified as Assessor's Parcel No. 9-11, to a funeral home, and adoption of a new set of conditions which he has voluntarily proffered;

WHEREAS, said application has been forwarded to the York County Planning Commission; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application in accordance with applicable procedure; and

WHEREAS, the Board has given careful consideration to the public comments with respect to this application;

NOW, THEREFORE, BE IT ORDAINED by the York County Board of Supervisors this the ___ day of ____, 2002, that Application No. ZM-64-02 be, and it hereby is, approved to remove a previously proffered zoning condition that limits the use of an approximately 1.9-acre parcel located at 116 Palace Lane, further identified as Assessor's Parcel No. 9-11, to a funeral home, and to approve a new set of conditions voluntarily proffered by the property owner in the proffer statement titled "Proffer of Conditions – Rezoning Application No. ZM-64-02," dated January 16, 2002, signed by Hugh A. West, and set out as follows:

1. Applicant proffers to exclude the following use permitted by right in the Limited Business district:

Public and Semi-Public Uses

- Conference Center
- Post Office
- Museum
- Government Office
- Libraries
- Public Safety Facilities
- Governmental Parks and Recreation Facilities
- Cemetery
- County Jail

Under Commercial/Retail

- ABC Store
- Auto Parts Accessories (new parts)

Under Business/Profession Service

- Restaurant/Sit Down
- Restaurant- Carryout/Delivery only

Temporary Uses

- Temporary Construction Workers' Parking

General Industrial

- Reclamation of Non-Conforming Borrow Pits

Utilities

Sewage Pump/Lift Stations